

# **PUNJAB STATE INFORMATION COMMISSION**

**Red Cross Building, Near Rose Garden,  
Madhya Marg, Sector 16, Chandigarh.**

**Ph: 0172-2864100-101, Fax 0172 2864110**

**Visit us @ [www.infocommpunjab.com](http://www.infocommpunjab.com), Email: [pcic20@punjabmail.gov.in](mailto:pcic20@punjabmail.gov.in)**



Sh. Ashok Kumar,  
# 105, New Punjab Mata Nagar,  
Pakhawal Road,  
Distt: Ludhiana-141013

.....Appellant

**Vs**

Public Information Officer,  
O/o Tehsildar, (West)  
Distt: Ludhiana.

First Appellate Authority  
O/o Sub Divisional Magistrate, (West)  
District- Ludhiana.

.....Respondents

## **Appeal Case .No. 3041 of 2019** (Through Video Conference Facility)

Present:- Shri Ashok Kumar, appellant, in person at Chandigarh.  
Shri Amanpreet Singh, Reader/Tehsildar, Ludhiana (West) through VC.

### **ORDER**

The RTI application is dated 11.02.2019 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter called FAA) on 22.03.2019 and second appeal was filed in the Commission on 28.08.2019 under Section 19 of the Right to Information Act, 2005 (hereinafter called RTI Act). Notice of hearing was issued to the parties for today.

2. The appellant states that no information regarding overwriting/tempering of record vide application diarised in respondent's office vide diary No.1333 dated 04.05.2019 has been provided so-far.

Contd.....p/2

-2-

3. The representative of the respondents states that complete information has already been supplied to the appellant vide their letter dated 23.04.2019 but the appellant states that information supplied vide the aforementioned letter was in another RTI application. He further states that the information cannot be supplied before the receipt of the application.

4. The respondents are directed to supply information according to his application dated 01.05.2019 received in the respondent's office vide diary No.1333 dated 04.05.2019 for seeking information under the provisions of RTI Act, 2005 before the next date of hearing.

5. To come up on **6.11.2019** at **3.30 P.M.** through Video Conference Facility in the office of the Deputy Commissioner, Ludhiana.

Dated : 23.09.2019

( Suresh Arora )  
Chief Information Commissioner  
Punjab

# PUNJAB STATE INFORMATION COMMISSION

Red Cross Building, Near Rose Garden,  
Madhya Marg, Sector 16, Chandigarh.

Ph: 0172-2864100-101, Fax 0172 2864110

Visit us @ [www.infocommpunjab.com](http://www.infocommpunjab.com), Email: [pcic20@punjabmail.gov.in](mailto:pcic20@punjabmail.gov.in)



Sh. Sukhwinder Singh,  
S/o Sh. Amar Singh,  
Vill: Issapur (Landa),  
P.O: Bhoodan,  
Tehsil: Dhuri,  
Distt: Sangrur.

.....Appellant

**Vs**

Public Information Officer,  
O/o Block Development and Panchayat Officer,  
Sherpur,  
Distt: Sangrur.

First Appellate Authority  
O/o District Development and Panchayat Officer,  
District: Sangrur.

.....Respondents.

## **Appeal Case .No. 3042 of 2019** (Through Video Conference Facility)

Present:- Shri Sukhwinder Singh, appellant.

Shri Naresh Kumar, Panchayat Secretary on behalf of the respondents.

### ORDER

The RTI application is dated 22.02.2018 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter called FAA) on 30.05.2019 and second appeal was filed in the Commission on 21.08.2019 under Section 19 of the Right to Information Act, 2005 (hereinafter called RTI Act). Notice of hearing was issued to the parties for today.

2. The appellant states that he has applied for seeking of information under the provisions of the RTI Act, 2005 on 22.02.2018 but till date no information has been supplied to him.

Contd.....p/2

-2-

3. The representative of the respondents-Shri Naresh Kumar states that he remained in the said Sherpur Block for two months only and he was transferred from the said block in the month of January, 2019. He further states that application for information was sent to the Block Development and Panchayats Officer, Sherpur, District Sangrur, it was the duty of the said officer to depute the concerned PIO/Panchayats Secretary, who is the custodian of the record, to pursue the matter before the Commission. Shri Jugraj Singh, Block Development and Panchayats Officer, Sherpur, District Sangrur (M.No.89868984150) is directed to supply the information before the next date of hearing. He is further directed to show cause why Shri Naresh Kumar, Panchayat Secretary was deputed to appear before the Commission failing which punitive action under the provisions of RTI Act, 2005 will be initiated.

4. To come up on **16.10.2019** at **3.30 P.M.** to be heard through Video Conference facility available in the office of the Deputy Commissioner, Sangrur.

Dated : 23.09.2019

( Suresh Arora )  
Chief Information Commissioner  
Punjab

## PUNJAB STATE INFORMATION COMMISSION

Red Cross Building, Near Rose Garden,  
Madhya Marg, Sector 16, Chandigarh.

Ph: 0172-2864100-101, Fax 0172 2864110

Visit us @ [www.infocommpunjab.com](http://www.infocommpunjab.com), Email: [pcic20@punjabmail.gov.in](mailto:pcic20@punjabmail.gov.in)



Sh. Anil Kumar,  
S/o Sh. Devi Chand,  
Vill: Nanowal Bet,  
Tehsil: Balachaur,

Distt: Shaheed Bhagat Singh Nagar-144521 .....Appellant

**Vs**

Public Information Officer,  
O/o Block Development and Panchayat Officer,  
Balachaur,  
Distt: Shaheed Bhagat Singh Nagar-144521.

First Appellate Authority

O/o District Development and Panchayat Officer,

District: Shaheed Bhagat Singh Nagar-144521. ....Respondent

### **Appeal Case No.3046/2019**

(Through Video Conference Facility)

Present:- Shri Surinder Mohan Bhanot on behalf of the appellant at Chandigarh.

### ORDER

The RTI application is dated 22.04.2019 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter called FAA) on 20.06.2019 and second appeal was filed in the Commission on 21.08.2019 under Section 19 of the Right to Information Act, 2005 (hereinafter called RTI Act). Notice of hearing was issued to the parties for today.

2. The representative of the appellant submits Power of Attorney, which is

Contd.....p/2

-2-

taken on the record of the case file.

3. This case could not be heard due to technical problem in Video Conference Facility available in the office of the Deputy Commissioner, Shaheed Bhagat Singh Nagar. Hence, the present case is adjourned to **06.11.2019** at **3.30 P.M.** to be heard through Video Conference Facility available in the office of the Deputy Commissioner, Shaheed Bhagat Singh Nagar.

Dated : 23.09.2019

( Suresh Arora )  
Chief Information Commissioner  
Punjab

# PUNJAB STATE INFORMATION COMMISSION

Red Cross Building, Near Rose Garden,  
Madhya Marg, Sector 16, Chandigarh.

Ph: 0172-2864100-101, Fax 0172 2864110

Visit us @ [www.infocommpunjab.com](http://www.infocommpunjab.com), Email: [pcic20@punjabmail.gov.in](mailto:pcic20@punjabmail.gov.in)



Sh. Anil Kumar,  
S/o Sh. Devi Chand,  
Vill: Nanowal Bet,  
Tehsil: Balachaur,  
Distt: ShaheedBhagat Singh Nagar-144521

.....Appellant  
**Vs**

Public Information Officer,  
O/o Block Development and Panchayat Officer,  
Balachaur,  
Distt: Shaheed Bhagat Singh Nagar-144521.

First Appellate Authority  
O/o District Development and Panchayat Officer,  
District:Shaheed Bhagat Singh Nagar-144521. ....Respondents.

## **Appeal Case .No. 3047 of 2019** (Through Video Conference Facility)

Present:- Shri Surinder Mohan Bhanot on behalf of the appellant at Chandigarh.

### ORDER

The RTI application is dated 23.04.2019 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter called FAA) on 14.06.2019 and second appeal was filed in the Commission on 21.08.2019 under Section 19 of the Right to Information Act, 2005 (hereinafter called RTI Act). Notice of hearing was issued to the parties for today.

2. The representative of the appellant submits Power of Attorney, which is

Contd.....p/2

-2-

taken on the record of the case file.

3. This case could not be heard due to technical problem in Video Conference Facility available in the office of the Deputy Commissioner, Shaheed Bhagat Singh Nagar. Hence, the present case is adjourned to **06.11.2019** at **3.30 P.M.** to be heard through Video Conference Facility available in the office of the Deputy Commissioner, Shaheed Bhagat Singh Nagar.

Dated : 23.09.2019

( Suresh Arora )  
Chief Information Commissioner  
Punjab



# PUNJAB STATE INFORMATION COMMISSION

Red Cross Building, Near Rose Garden,  
Madhya Marg, Sector 16, Chandigarh.

Ph: 0172-2864100-101, Fax 0172 2864110

Visit us @ [www.infocommpunjab.com](http://www.infocommpunjab.com), Email: [pcic20@punjabmail.gov.in](mailto:pcic20@punjabmail.gov.in)



Sh. Harbans Singh,  
S/o Sh. Gora Singh,  
Vill: Ladhaikhe,  
Tehsil: Bagha Purana,  
Distt: Moga.

.....Complainant.

**Vs**

Public Information Officer,  
O/o Block Development and Panchayat Officer,  
Bagha Purana,  
Distt: Moga.

.....Respondent.

## **Complaint Cases No.747 & 759 of 2019**

(Heard through Video Conference Facility)

Present:- Shri Harbans Singh, complainant, in person.

Shri Shamsher Singh, Village Development Officer on behalf of the  
respondent-PIO.

### ORDER

The RTI applications is dated 08.04.2019 in both these cases vide which the appellant has sought information as enumerated in his RTI application. Complaints were filed in the Commission on 26.08.2019 and 28.08.2019 under Section 18 of the Right to Information Act, 2005 (hereinafter called RTI Act). Notice of hearing was issued to the parties for today.

2. The complainant has sought the similar information in both these complaint cases. Hence, these are clubbed.

3. The complainant states that partial information has been provided to him vide their letter dated 6.7.2019.

Contd.....p/2

**Complaint Cases No.747 & 759 of 2019**

-2-

4. The representative of the respondent-PIO states that in response to his RTI application dated 8.4.2019 for seeking information, he has transferred the same to PIO/Gram Panchayat, Ladhayke, District Moga under Section 6(3) of the RTI Act, 2005.

5. After hearing both the parties, it is ascertained that partial information has been provided to the complainant. The complainant is advised to send his observations to the respondent-PIO. On receipt of the observations, the respondent-PIO is directed to remove the same before the next date of hearing i.e. 16.10.2019.

6. To come up on **16.10.2019** at **3.30 P.M.** through Video Conference Facility available in the office of the Deputy Commissioner, Moga.

Dated : 23.09.2019

( Suresh Arora )  
Chief Information Commissioner  
Punjab

# PUNJAB STATE INFORMATION COMMISSION

Red Cross Building, Near Rose Garden,  
Madhya Marg, Sector 16, Chandigarh.

Ph: 0172-2864100-101, Fax 0172 2864110

Visit us @ [www.infocommpunjab.com](http://www.infocommpunjab.com), Email: [pcic20@punjabmail.gov.in](mailto:pcic20@punjabmail.gov.in)



Sh. Vikram Singh,  
# 983-E, Benipal Colony,  
Machhiwara,  
Distt: Ludhiana-141115

.....Appellant

**Vs**

Public Information Officer,  
O/o Tehsildar, Samrala,  
Distt: Ludhiana.

First Appellate Authority  
O/o Sub Divisional Magistrate,  
Samrala, District- Ludhiana.

.....Respondents

**Appeal Case No. 3082 of 2019**  
(Through Video Conference Facility)

Present:- Shri Vikram Singh, appellant.

Shri Navdeep Singh, Tehsildar, Samrala on behalf of the respondents.

## ORDER

The RTI application is dated 13.05.2019 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter called FAA) on 17.06.2019 and second appeal was filed in the Commission on 22.08.2019 under Section 19 of the Right to Information Act, 2005 (hereinafter called RTI Act). Notice of hearing was issued to the parties for today.

2. The appellant states that he has applied for information on 13.05.2019 for providing photocopy of Will executed by Shri Jeet Singh in favour of Shri Darshan

Contd.....p/2

Singh, death certificate of Shri Karam Singh s/o Shri Thaman Singh and Power of Attorney given to Shri Mansha Singh, Nambardar by Shri Jagir Singh, Jang Singh and Mrs. Jagir Kaur.

3. The respondent-PIO states that they replied to his above said RTI application dated 13.05.2019 on 31.05.2019 stating that appellant may get copies of the above said documents from Suvidha Centre after applying under the Revenue Act. On this the appellant states that he had applied to Suvidha Centre and they have supplied only copy of Intqal No.660/1973 without the above said documents.

4. After hearing both the parties, it is ascertained that appellant has not been supplied the said documents mentioned above by Suvidha Centre. The respondents are directed to look into the matter and help the appellant in getting the same from the concerned department/branch as per the provision of Section 5(4) of the RTI Act, 2005 to the concerned branch.

5. To come up on 6.11.2019 at 3.30 P.M. through Video Conference Facility available in the office of the Deputy Commissioner, Ludhiana.

Dated : 23.09.2019

( Suresh Arora )  
Chief Information Commissioner  
Punjab

# PUNJAB STATE INFORMATION COMMISSION

Red Cross Building, Near Rose Garden,  
Madhya Marg, Sector 16, Chandigarh.

Ph: 0172-2864100-101, Fax 0172 2864110

Visit us @ [www.infocommpunjab.com](http://www.infocommpunjab.com), Email: [pcic20@punjabmail.gov.in](mailto:pcic20@punjabmail.gov.in)



Sh. Avtar Singh,  
S/o Sh. NanakSingh,  
VPO: KarianaKalan,  
Tehsil & Distt: Ludhiana.

.....Appellant

**Vs**

Public Information Officer,  
O/o Gram Panchayat,  
Kariana Kalan,  
Block Ludhiana-2,  
Distt: Ludhiana.

First Appellate Authority  
O/o District Development and Panchayat Officer,  
District- Ludhiana.

.....Respondents

## **Appeal Case No. 3114 of 2019**

(Through Video Conference Facility)

Present:- Shri Avtar Singh, appellant.

None on behalf of the respondents.

### ORDER

The RTI application is dated 23.02.2018 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter called FAA) on 06.08.2018 and second appeal was filed in the Commission on 26.08.2019 under Section 19 of the Right to Information Act, 2005 (hereinafter called RTI Act). Notice of hearing was issued to the parties for today.

2. The appellant states that no information has been received from the respondents till date.

3. None is present on behalf of the respondents without intimation.

4. After hearing the appellant and going through the record available on the

Contd.....p/2

case file, it is revealed that the appellant applied to the respondents for seeking information on 23.02.2019 and respondents transferred the same to PIO/Gram Panchayat, Kariyana Kalan, District Ludhiana under Section 6(3) of the RTI Act, 2005. The appellant filed First Appeal before the First Appellate Authority on 6.8.2018 under Section 19 of the RTI Act, 2005, who called both the parties on 20.8.2018 at 2.30 PM for hearing. The respondent-PIO did not appear on that date. The respondents vide their letter dated 22.01.2019 sent to the Director Rural Development and Panchayats, Mohali stating that action be taken against Shri Sukhwinder Singh, Panchayat Secretary, Block-2, Ludhiana for not appearing on six different occasions/dates and for not supplying the information to the appellant. In spite of notice of hearing issued by the Commission, Shri Sukhwinder Singh, Panchayat Secretary, Ludhiana -2 is absent without intimation and no information has been supplied to the appellant. Shri Sukhwinder Singh-PIO is issued a Show Cause notice under Section 20 of the Right to Information Act, 2005 as to why penalty of Rs.250.00 per day and subject to maximum of Rs.25000/- may not be imposed on him for his failure to appear and supplying the information within the stipulated time. In case he wants to give any justification for absence/delay, he may file his reply before the next date of hearing. He may also make use of the next date of hearing for his personal hearing as well under the principles of natural justice.

5. To come up on **6.11.2019 at 3.30 P.M.** through Video Conference Facility available in the office of the Deputy Commissioner, Ludhiana.

Dated : 23.09.2019

( Suresh Arora )  
Chief Information Commissioner  
Punjab

Shri Sukhwinder Singh,  
Panchayat Secretary,  
Gram Panchayat, Kariyana Kalan,  
District Ludhiana.

# PUNJAB STATE INFORMATION COMMISSION

Red Cross Building, Near Rose Garden,  
Madhya Marg, Sector 16, Chandigarh.

Ph: 0172-2864100-101, Fax 0172 2864110

Visit us @ [www.infocommpunjab.com](http://www.infocommpunjab.com), Email: [pcic20@punjabmail.gov.in](mailto:pcic20@punjabmail.gov.in)



Sh. Gagan Deep Singh Janjua,

Vill: Tura, P.O: Kumbh,

Tehsil: Amlah, Distt: Fatehgarh Sahib-147301 .....Appellant

**Vs**

Public Information Officer,

O/o Tehsildar, Payal,

Distt: Ludhiana.

First Appellate Authority,

O/o Sub Divisional Magistrate,

Payal, Distt: Ludhiana.

Public Information Officer

o/o Sadar Kanugo, Ludhiana.

.....Respondents

## **Appeal Case No. 3109 of 2019**

Present:- None on behalf of the appellant.

Shri Khushwinder Kumar, Naib Tehsildar, Maloud on behalf of the respondents.

### **ORDER**

The RTI application is dated 01.04.2019 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter called FAA) on 13.06.2019 and second appeal was filed in the Commission on 26.08.2019 under Section 19 of the Right to Information Act, 2005 (hereinafter called RTI Act). Notice of hearing was issued to the parties for today.

2. The appellant is absent but he has sent his request through e-mail stating that he has not received any information till date. He may be afforded one more opportunity to pursue his case.

3. The representative of the respondents places a letter dated 18.04.2019, in which it is mentioned that the appellant is seeking information pertaining to the year

Contd.....p/2

**-2-**

1963-64 and 1969-70 whereas Sub Tehsil, Maloud came into existence in the year 1980. He further states that before existence of Sub Tehsil, Maloud, the concerned record may be available with the office of Sadar Kanugo, Ludhiana. Sadar Kanugo, Ludhiana is made necessary party with the direction to provide the requisite information or if the information is not available pass specific orders before the next date of hearing, which is fixed for

4. To come up on 06.11.2019 at 3.30 P.M. through Video Conference Facility available in the office of the Deputy Commissioner, Ludhiana.

Dated : 23.09.2019

( Suresh Arora )  
Chief Information Commissioner  
Punjab



# **PUNJAB STATE INFORMATION COMMISSION**

**Red Cross Building, Near Rose Garden,  
Madhya Marg, Sector 16, Chandigarh.**

**Ph: 0172-2864100-101, Fax 0172 2864110**

**Visit us @ [www.infocommpunjab.com](http://www.infocommpunjab.com), Email: [pcic20@punjabmail.gov.in](mailto:pcic20@punjabmail.gov.in)**



Sh. Inder Singh, Presidents, Anti Liquor Factory Struggle,  
S/o Sh. Nikka Singh,  
Vill: Chhauni Kalan,  
Ram Colony Camp,  
Distt: Hoshiarpur.

.....Appellant

**Vs**

Public Information Officer,  
O/o Director,  
Rural Development and Panchayat Department, Punjab,  
Sector-62, Phase-8,  
Distt: Mohali.

First Appellate Authority,  
O/o Director,  
Rural Development and Panchayat Department, Punjab,  
Sector-62, Phase-8,  
Distt: Mohali.

.....Respondents

## **Appeal Case .No. 3115 of 2019**

Present:- Shri Inder Singh, appellant in person.

Shri Jatinder Singh, Junior Assistant, on behalf of the respondents.

### **ORDER**

The RTI application is dated 17.09.2018 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter called FAA) on 20.02.2019 and second appeal was filed in the Commission on 30.08.2019 under Section 19 of the Right to Information Act, 2005 (hereinafter called RTI Act). Notice of hearing was issued to the parties for today.

2. The appellant states that he has sought information vide his application dated 17.09.2018 but no reply has been given to him till date.

Contd.....p/2

-2-

3. The representative of the respondents states that interim reply to appellant's application dated 26.04.2019 was sent to him vide their letter dated 12.06.2018 and complete information has been supplied to him vide their letter dated 6.9.2019. He further states that complete information has been supplied to the appellant and nothing has been left, which could be supplied to him as per his application for seeking information. The appellant states that he has received the information but after the stipulated period as provided under the provisions of RTI Act, 2005.

4. After hearing both the parties and going through the record available on the case file, it is ascertained that a committee consisting of three members was constituted to enquire into the matter. On receipt of the report from three members committee, the same was immediately supplied to him. Hence, the present case is **disposed of** and **closed**. Copies of the order be sent to the parties.

Dated : 23.09.2019

( Suresh Arora )  
Chief Information Commissioner  
Punjab

## PUNJAB STATE INFORMATION COMMISSION

Red Cross Building, Near Rose Garden,  
Madhya Marg, Sector 16, Chandigarh.

Ph: 0172-2864100-101, Fax 0172 2864110

Visit us @ [www.infocommpunjab.com](http://www.infocommpunjab.com), Email: [pcic20@punjabmail.gov.in](mailto:pcic20@punjabmail.gov.in)



Sh. Gurdeep Singh Kahlon,  
S/o Sh. Boorh Singh,  
# 947, HIG, Punjab Housing Board Colony,  
Jamalpur, Distt: Ludhiana-141010 .....Complainant

**Vs**

Public Information Officer,  
O/o Chief Minister, Punjab,  
Chandigarh.

Public Information Officer,  
o/o Commissioner of Police,  
Ludhiana.

.....Respondents

### **Complaint Case .No.754 of 2019**

Present:- None on behalf of the complainant.

Shri Ram Parkash, Senior Assistant, on behalf of the respondent-PIO.

#### **ORDER**

The RTI application is dated 19.07.2019 vide which the complainant has sought information as enumerated in his RTI application. Complaint was filed in the Commission on 26.08.2019 under Section 18 of the Right to Information Act, 2005 (hereinafter called RTI Act). Notice of hearing was issued to the parties for today.

2. The complainant is absent but an email has been received from him seeking exemption from appearance due to illness. He further states that no information has been provided by the respondent-PIO.

Contd.....p/2

**-2-**

3. The representative of the respondents places letter dated 23.09.2019 on the record of the case file, mentioning that application of the Complainant for seeking information was transferred to the Commissioner of Police, Ludhiana vide their letter dated 13.06.2017 under Section 6(3) of the RTI Act, 2005.

4. The Commissioner of Police, Ludhiana is made necessary party in this case, as he is the custodian of the record, with the direction to inform the complainant after taking appropriate action on the application of the complainant under the provisions of RTI Act, 2005 with a copy to the Commission.

5. To come up on 6.11.2019 at 3.30 P.M. through Video Conference Facility available in the office of the Deputy Commissioner, Ludhiana.

Dated : 23.09.2019

( Suresh Arora )  
Chief Information Commissioner  
Punjab

# PUNJAB STATE INFORMATION COMMISSION

Red Cross Building, Near Rose Garden,  
Madhya Marg, Sector 16, Chandigarh.

Ph: 0172-2864100-101, Fax 0172 2864110

Visit us @ [www.infocommpunjab.com](http://www.infocommpunjab.com), Email: [pcic20@punjabmail.gov.in](mailto:pcic20@punjabmail.gov.in)



Sh. Hardial Singh,  
F37, Street No.3,  
Officer Colony, Mangwal,  
Distt: Sangrur.

.....Appellant

**Vs**

Public Information Officer,  
O/o Finance Commissioner (Revenue),  
Punjab, Chandigarh.

.....Respondent

## **Complaint Case .No.746 of 2019**

Present:- Shri Hardial Singh complainant in person.

Shri Kuldip Singh, Superintendent alongwith Shri Jaspal Singh, Senior Assistant.

### ORDER

The RTI application is dated 19.06.2019 vide which the appellant has sought information as enumerated in his RTI application. Complaint was filed in the Commission on 21.08.2019 under Section 18 of the Right to Information Act, 2005 (hereinafter called RTI Act). Notice of hearing was issued to the parties for today.

2. The complainant states that he has received uncertified photocopies of 1 to 12 pages of noting portion except 5 and 6 numbers of pages and 1 to 42 pages of correspondence portion.

3. The representatives of the respondents state that no pages bearing No. of 5 and 6 are available in the record, which has been marked wrongly. They are ready to attest the photocopies of documents already provided to him.

4. The respondents have given in writing that there are no pages number 5 and 6 are available in their record and attested photocopies of all documents supplied to

Contd.....p/2

**Complaint Case .No.746 of 2019**

**-2-**

the complainant. They further states that as per the application for seeking information, there is no document, which could be supplied to him under the provisions of the RTI Act, 2005. In view of this, the present complaint case is **disposed of** and **closed**. Copies of the order be sent to the parties.

Dated : 23.09.2019

( Suresh Arora )  
Chief Information Commissioner  
Punjab

# PUNJAB STATE INFORMATION COMMISSION

Red Cross Building, Near Rose Garden,  
Madhya Marg, Sector 16, Chandigarh.

Ph: 0172-2864100-101, Fax 0172 2864110

Visit us @ [www.infocommpunjab.com](http://www.infocommpunjab.com), Email: [pcic20@punjabmail.gov.in](mailto:pcic20@punjabmail.gov.in)



Sh. Baldev Singh,  
S/o Late Sh. Mohinder Singh,  
#22, City Enclave, Zirakpur,  
Distt: Mohali-140603

.....Appellant

**Vs**

Public Information Officer,  
O/o Deputy Chief Executive Officer,  
Zila Parishad,  
Distt: Roopnagar.

First Appellate Authority  
O/o Chief Executive Officer,  
Zila Parishad, Roopnagar.

.....Respondents

## **Appeal Case No. 3090 of 2019**

Present:- Shri Baldev Singh, appellant in person.

Shri Kulwinder Singh, Junior Assistant o/o Director Rural Development  
and Panchayats, Punjab, Mohali on behalf of the respondents.

### ORDER

The RTI application is dated 09.02.2019 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter called FAA) on 23.03.2019 and second appeal was filed in the Commission on 30.08.2019 under Section 19 of the Right to Information Act, 2005 (hereinafter called RTI Act). Notice of hearing was issued to the parties for today.

2. The appellant states that he has applied for seeking information on 9.2.2019 but till date no information has been provided to him.

Contd.....p/2

3. The representative of the respondents states that information was supplied to the appellant vide their letter dated 6.6.2019. The appellant states that he has not received the same. A copy of the same has been handed over to the appellant during the hearing.

4. Point-wise information was discussed with the information sought for by the appellant and information supplied by the respondents, the details of which are as under:-

- (i) Regarding point No.1, the representative of the respondents states that service book was handed over to Shri Paramjit Singh, Establishment Clerk of Zila Parishad, Roop Nagar.
- (ii) Information has been provided to the appellant to his satisfaction.
- (iii) Regarding information regarding point at Sr. No.3, the appellant is satisfied with the information supplied to him.
- (iv) Regarding point at Sr. No.4, the case was decided on 4.7.2017 but in compliance to this, the record has been sought on 16.4.2019 but till date no record has been received from the Head Office.
- (v) Regarding information at Sr. No.5, a copy of letter dated 16.04.2019 has been provided to the appellant.
- (vi) No action has been taken till date as the record of the concerned employee has not been received from the Head Office.
- (vii) The reply to this point will be given on receipt of the record from the Head Office.

5. The representative of the respondents states that the requisite record is available with the Deputy Controller (F & A), Rural Development and Panchayats Department, Punjab, Chandigarh. Hence, the concerned officer should be made necessary party.



6. After hearing both the parties and going through the record available on the case file, it is revealed that the record is available with the Deputy Controller (F & A), Rural Development and Panchayats Department, Punjab, Mohali. Hence, he is made necessary party with the direction to supply the requisite information before the next date of hearing. The Deputy Chief Executive Officer, Zila Parishad, Roop Nagar is also directed to remind the Deputy Controller (F & A), Rural Development and Panchayats Department, Punjab, Mohali to send the record to their office.

7. To come up on 14.10.2019 at 12.00 noon for further proceedings in the matter.

Dated : 23.09.2019

( Suresh Arora )  
Chief Information Commissioner  
Punjab

# PUNJAB STATE INFORMATION COMMISSION

Red Cross Building, Near Rose Garden,  
Madhya Marg, Sector 16, Chandigarh.

Ph: 0172-2864100-101,

Visit us @ [www.infocommpunjab.com](http://www.infocommpunjab.com), Email: [pcic20@punjabmail.gov.in](mailto:pcic20@punjabmail.gov.in)



Shri Surjit Singh, Whistle Blower  
H.No. 2990/76  
Street No. 4, Guru gobind Singh Nagar,  
Near Mair Di Chakki,  
PO Daba, Ludhiana 141003

.....Appellant  
**Vs**

Public Information Officer,  
o/o Deputy Commissioner,  
Ferozepur Road,  
Ludhiana

First Appellate Authority  
o/o Deputy Commissioner,  
Ferozepur Road,  
Ludhiana

.....Respondents.

## **Appeal Case No.2217 of 2019** (Heard through Video Conference Facility)

Present:- Shri Surjit Singh, appellant.  
Shri Harvinder Singh, Reader/Tehsildar (Central), Ludhiana on behalf of the respondents.

### ORDER

This order may be read with reference to the previous order dated 22.08.2019 vide which the appellant was advised to send a copy of ID proof to the RTI Branch of Deputy Commissioner, Ludhiana as early as possible. On receipt of the ID proof, the respondents were directed to supply the information after charging the requisite fee under the provisions of the RTI Act, 2005.

2. The appellant states that he has supplied the photocopy of ID proof to the o/o Deputy Commissioner, Ludhiana but till date no information has been provided to him.

Contd.....p/2

-2-

3. The representative of the respondents states that the sought for information is in question form.

4. After hearing both the parties and going through the application of the appellant for seeking information, it is revealed that the information sought by the appellant is not in question form. The respondents are directed to supply point-wise reply to the appellant with a copy to the Commission.

5. To come up on **22.10.2019** at **3.30 P.M.** through Video Conference Facility available in the office of the Deputy Commissioner, Ludhiana.

Dated : 23.09.2019

( Suresh Arora )  
Chief Information Commissioner  
Punjab

# PUNJAB STATE INFORMATION COMMISSION

Red Cross Building, Near Rose Garden,  
Madhya Marg, Sector 16, Chandigarh.

Ph: 0172-2864100-101, Fax 0172 2864110

Visit us @ [www.infocommpunjab.com](http://www.infocommpunjab.com), Email: [pcic20@punjabmail.gov.in](mailto:pcic20@punjabmail.gov.in)



Sh. Anil Kumar,  
S/o Sh. Devi Chand,  
Vill: Nanowal Bet,  
Tehsil: Balachaur,  
Distt: Shaheed Bhagat Singh Nagar-144521 .....Appellant

**Vs**

Public Information Officer,  
O/o Block Development and Panchayat Officer,  
Balachaur,  
Distt: Shaheed Bhagat Singh Nagar-144521.

First Appellate Authority  
O/o District Development and Panchayat Officer,  
District: Shaheed Bhagat Singh Nagar-144521. ....Respondent

## **Appeal Case No.3013/2019** (Through Video Conference Facility)

Present:- Shri Surinder Mohan Bhanot on behalf of the appellant at Chandigarh.

### ORDER

This order may be read with reference to the previous order dated 17.09.2019 vide which the respondents were given one date to provide the information to the appellant due to an accident met with by Shri Jaswinder Singh, PIO on 16.09.2019.

This case could not be heard due to technical problem in Video Conference Facility available in the office of the Deputy Commissioner, Shaheed Bhagat Singh Nagar. Hence, the present case is adjourned to 30.09.2019 at 3.30 P.M. to be heard through Video Conference Facility available in the office of the Deputy Commissioner, Shaheed Bhagat Singh Nagar.

Dated : 23.09.2019

( Suresh Arora )  
Chief Information Commissioner  
Punjab

# PUNJAB STATE INFORMATION COMMISSION

Red Cross Building, Near Rose Garden,  
Madhya Marg, Sector 16, Chandigarh.

Ph: 0172-2864100-101, Fax 0172 2864110

Visit us @ [www.infocommpunjab.com](http://www.infocommpunjab.com), Email: [pcic20@punjabmail.gov.in](mailto:pcic20@punjabmail.gov.in)



Sh. Anil Kumar,  
S/o Sh. Devi Chand,  
Vill: Nanowal Bet,  
Tehsil: Balachaur,  
Distt: Shaheed Bhagat Singh Nagar-144521 .....Appellant

**Vs**

Public Information Officer,  
O/o Block Development and Panchayat Officer,  
Balachaur,  
Distt: Shaheed Bhagat Singh Nagar-144521.

First Appellate Authority  
O/o District Development and Panchayat Officer,  
District: Shaheed Bhagat Singh Nagar-144521. ....Respondent

## **Appeal Case No.2993/2019**

(Through Video Conference Facility)

Present:- Shri Surinder Mohan Bhanot on behalf of the appellant at Chandigarh.

### ORDER

This order may be read with reference to the previous order dated 17.09.2019 vide which the respondents were given one date to provide the information to the appellant due to an accident met with by Shri Jaswinder Singh, PIO on 16.09.2019.

This case could not be heard due to technical problem in Video Conference Facility available in the office of the Deputy Commissioner, Shaheed Bhagat Singh Nagar. Hence, the present case is adjourned to 30.09.2019 at 3.30 P.M. to be heard through Video Conference Facility available in the office of the Deputy Commissioner, Shaheed Bhagat Singh Nagar.

Dated : 23.09.2019

( Suresh Arora )  
Chief Information Commissioner  
Punjab

# PUNJAB STATE INFORMATION COMMISSION

Red Cross Building, Near Rose Garden,  
Madhya Marg, Sector 16, Chandigarh.

Ph: 0172-2864100-101, Fax 0172 2864110

Visit us @ [www.infocommpunjab.com](http://www.infocommpunjab.com), Email: [pcic20@punjabmail.gov.in](mailto:pcic20@punjabmail.gov.in)



Sh. Ranjit Singh,  
S/o Sh. Sadhu Singh,  
Village- Moga, P.O: Bhogpur,  
District- Jalandhar.

.....Appellant

**Vs**

Public Information Officer,  
DDPO, Jalandhar.

.....Respondent

## **Complaint Case .No. 670 of 2019**

(Through Video Conference Facility)

Present:- None on behalf of the complainant.

None on behalf of the respondents.

### ORDER

This order may be read with reference to the previous order dated 30.8.2019 vide which the complainant was advised to visit the office of Block Development and Panchayats Officer, Bhogpur with original paper on 4.9.2019 and the respondent-PIO was directed to take action as per the provisions of the RTI Act, 2005.

2. The appellant is absent but he sent a letter dated 4.9.2019 stating that in compliance to the previous order he visited the office of BDPO on 4.9.2019 at 10.00 A.M. He left the office of the respondents after waiting for 1.30 minutes.

3. **Therefore, a show cause notice is issued to Sh. Sewa Singh, Block Development and Panchayat Officer, Mehatpur** for non compliance of the order dated 30.08.2019. Shri Sewa Singh, BDPO, Mehatpur is issued a Show Cause notice under Section 20 of the Right to Information Act, 2005 as to why penalty of Rs.250.00

Contd.....p/2

**Complaint Case .No. 670 of 2019**

-2-

per day and subject to maximum of Rs.25000/- may not be imposed on him for his failure to attend the information seeker as per his assurance given to remain present in his office on 4.9.2019 and provide the requisite information. In case he wants to give any justification for his absence, he may file his reply before the next date of hearing. He may also make use of the next date of hearing for his personal hearing as well under the principles of natural justice.

4. To come up on **6.11.2019** at **3.30 P.M.** through Video Conference Facility available in the office of the Deputy Commissioner, Jalandhar.

Dated : 23.09.2019

( Suresh Arora )  
Chief Information Commissioner  
Punjab

# PUNJAB STATE INFORMATION COMMISSION

Red Cross Building, Near Rose Garden,  
Madhya Marg, Sector 16, Chandigarh.

Ph: 0172-2864100-101, Fax 0172 2864110

Visit us @ [www.infocommpunjab.com](http://www.infocommpunjab.com), Email: [pcic20@punjabmail.gov.in](mailto:pcic20@punjabmail.gov.in)



Sh. Mehar Singh,  
# 2064, Sector -68,  
Mohali.

.....Appellant

**Vs**

Public Information Officer,  
Superintendent, Personal Department (PCS Branch),  
Secretariat, Punjab,  
Chandigarh.

First Appellate Authority,  
Secretary, Personal Department (PCS Branch),  
Secretariat, Punjab,  
Chandigarh.

.....Respondent

**Appeal Case No. 2837 of 2019**

ORDER

This order may be read with reference to the previous order dated 04.09.2019 vide which the case was reserved after hearing both the parties and going through the statements given by them. The gist of the case is that the appellant filed an application for seeking information on 21.05.2019 regarding explanations sought, memo letters and any letter issued to one PCS Officer-Shri Balbir Singh Dhol for taking action during his tenure of service. The respondents vide their letter dated 04.06.2019 has sent written reply to the appellant stating that letter is being written to the concerned officer for taking his willingness for supply of information. In reply to the letter dated 04.06.2019, the appellant has sent a letter dated 13.06.2019 stating that Shri Balbir Singh Dhol has allotted a plot, when he was posted as Estates Officer, PUDA, Mohali snatching the right of a Scheduled Caste candidate. He is a whistle blower in this case. In this regard, one case is pending before the Court of Hon'ble Additional District Judge, Mohali. The appellant has sent reminders vide his letters dated 20.06.2019, 2.7.2019 and 18.07.2019 for supplying the information asked for by him. He further stated that no information has been supplied to him even after the lapse of 31 days. He further submitted that Second Appeal filed by him in Commission, Registry of this Commission has returned his appeal on 22.07.2019 being premature.

Contd.....p/2



He again filed Second Appeal on 5.8.2019 in the Commission. On receipt of Second Appeal, hearing notice for 04.09.2019 was issued to the PIO/Personnel Department (PCS Branch) , Chandigarh and FAA/Secretary Personnel Department (PCS Branch), Chandigarh.

2. The appellant met the Chief Information Commissioner, Punjab on 4.9.2019 before the hearing and handed over a letter dated 12.09.2019 with annexures.

3. The respondent filed letter dated 04.09.2019 during the hearing, the contents of which are as under:-

ਵਿਸ਼ਾ ਅੰਕਿਤ ਮਾਮਲੇ ਸੰਬੰਧੀ ਦੋਵੇਂ ਰਿਸਪਾਂਡੈਂਟਸ ਦੀ ਤਰਫੋਂ ਬੇਨਤੀ ਕੀਤੀ ਜਾਂਦੀ ਹੈ ਕਿ ਅਪੀਲਕਰਤਾ ਸ੍ਰੀ ਮੋਹਰ ਸਿੰਘ ਵਲੋਂ ਪ੍ਰਤੀਬੇਨਤੀ ਮਿਤੀ 09.05.2019 ਅਤੇ ਮਿਤੀ 21.05.2019 ਰਾਹੀਂ ਮੰਗੀ ਗਈ ਸੂਚਨਾ ਲੋਕ ਸੂਚਨਾ ਅਫਸਰ ਵਲੋਂ ਮੁਹਈਆਂ ਨਾਂ ਕਰਨ ਦੇ ਵਿਰੁਧ ਪਹਿਲੀ ਅਪੀਲ ਦਾਇਰ ਕੀਤੀ ਸੀ। ਪਹਿਲੀ ਅਪੀਲੈਟ ਅਥਾਰਟੀ-ਕਮ-ਉਪ ਸਕੱਤਰ ਪ੍ਰਸੋਨਲ ਜੀ ਵਲੋਂ ਇਸ ਅਪੀਲ ਨੂੰ ਇਸ ਕਰਕੇ ਰੱਦ ਕੀਤਾ ਗਿਆ ਸੀ, ਕਿਉਂਕਿ ਆਰ.ਟੀ.ਆਈ. ਐਕਟ 2005 ਦੀ ਧਾਰਾ 8(1)(ਜੇ) ਅਧੀਨ ਸੂਚਨਾ ਮੁਹਈਆ ਕਰਨ ਦੇ ਸੰਬੰਧ ਵਿਚ ਭਾਰਤ ਸਰਕਾਰ, Ministry of Personnel, Public Grievances & Pensions, Department of Personnel & Training ਦੇ ਪੱਤਰ ਮਿਤੀ 14.08.2013 ਰਾਹੀਂ Manoj Arya Vs. Central Public Information Officer ਕੇਸ ਵਿਚ ਸੈਂਟਰਲ ਇਨਫਰਮੇਸ਼ਨ ਕਮਿਸ਼ਨ ਵਲੋਂ ਦਿਤੇ ਫੈਸਲੇ ਦੀ ਮਿਤੀ 26.06.2013 ਦੀ ਕਾਪੀ ਸਰਕੁਲੇਟ ਕੀਤੀ ਹੋਈ ਹੈ, ਜਿਸ ਵਿਚ ਸੈਂਟਰਲ ਇਨਫਰਮੇਸ਼ਨ ਕਮਿਸ਼ਨ ਨੇ ਕੇਸ ਦਾ ਫੈਸਲਾ ਕਰਦੇ ਹੋਏ ਸੁਪਰੀਮ ਕੋਰਟ ਆਫ ਇੰਡੀਆ ਦੇ Girish R. Deshpande vs. CIC and others (SLP NO.27734/2012) ਵਿਚ ਦਿਤੇ ਫੈਸਲੇ ਨੂੰ ਰੈਫਰ ਕਰਦੇ ਹੋਏ ਹੇਠ ਲਿਖੇ ਅਨੁਸਾਰ hold ਕੀਤਾ ਗਿਆ ਹੈ:-

In this connection, it is very pertinent to cite the decision of the Supreme Court of India in the SLP (C) No.27734 of 2012 (Girish R Deshpande vs. CIC and others) in which it has held that "the performance of an employee/officer in an organisation is primarily a matter between the employee and the employer and normally those aspects are governed by the service rules which fall under the expression 'personal information; the disclosure of which has no relationship to any public activity or public interest. On the other hand, the disclosure of which could cause unwarranted invasion of the privacy of that individual." The Supreme Court further held that such information could be disclosed only if it would serve a larger public interest."

**-3-**

ਉਕਤ ਦੇ ਸਨਮੁਖ ਆਰ.ਟੀ.ਆਈ. ਐਕਟ 2005 ਦੀ ਧਾਰਾ 8 (1)(ਜੇ) ਤਹਿਤ ਅਜਿਹੀ ਸੂਚਨਾ ਤਾਂ ਹੀ ਮੁਹੱਈਆ ਕਰਵਾਈ ਜਾਣੀ ਹੈ, ਜੇਕਰ ਅਜਿਹਾ ਕਰਨ ਵਿਚ ਕੋਈ ਲਾਰਜਰ ਪਬਲਿਕ ਇੰਟਰੈਸਟ ਹੋਵੇ। ਅਪੀਲਕਰਤਾ ਵਲੋਂ ਮਿਤੀ 09.05.2019 ਸੰਬੰਧੀ ਲੋਕ ਹਿਤ ਸੰਬੰਧੀ ਪੁਛੇ ਜਾਣ ਤੇ ਅਪੀਲਕਰਤਾ ਵਲੋਂ ਲਿਖਿਆ ਗਿਆ ਹੈ ਕਿ ਸ੍ਰੀ ਬਲਬੀਰ ਸਿੰਘ ਢੋਲ ਵਲੋਂ ਐਸ.ਸੀ.. ਕੋਟੇ ਦਾ ਪਲਾਟ, ਗੈਰ ਐਸ.ਸੀ. ਉਮੀਦਵਾਰ ਨੂੰ ਅਲਾਟ ਕੀਤਾ ਹੈ। ਇਸ ਤਰ੍ਹਾਂ ਉਸ ਨੇ ਅਪੀਲਕਰਤਾ ਦਾ ਨਹੀਂ ਸਗੋਂ ਅਪੀਲਕਰਤਾ ਦੀ community (SC) ਦਾ ਹੱਕ ਮਾਰਿਆ ਹੈ। ਅਪੀਲਕਰਤਾ ਪਿਛਲੇ 8 ਸਾਲ ਤੋਂ ਇਸ ਕੇਸ ਦੀ ਪੈਰਵੀ ਕਰ ਰਿਹਾ ਹੈ ਅਤੇ ਅਪੀਲਕਰਤਾ ਇਸ ਕੇਸ ਵਿਚ ਬਿਸਲ ਬਲੋਅਰ ਹੈ। ਇਸ ਕੇਸ ਵਿਚ ਸ੍ਰੀ ਬਲਬੀਰ ਸਿੰਘ ਢੋਲ ਦੇ ਸੰਮਨ, ਗੈਰ ਜ਼ਮਾਨਤੀ ਵਰੰਟ ਜਾਰੀ ਹਨ ਅਤੇ ਉਸ ਦੇ ਖਿਲਾਫ ਸ੍ਰੀ ਸੰਜੇ ਅਗਨੀਹੋਤਰੀ, ਏ.ਡੀ.ਜੇ. ਮੋਹਾਲੀ ਦੀ ਅਦਾਲਤ ਵਿਚ ਕੇਸ ਚੱਲ ਰਿਹਾ ਹੈ। ਪ੍ਰਤੀਬੇਨਤੀ ਮਿਤੀ 09.05.2019 ਸੰਬੰਧੀ ਸ੍ਰੀ ਬਲਬੀਰ ਸਿੰਘ ਢੋਲ, ਪੀ.ਸੀ.ਐਸ. (ਰਿਟਾ.) ਵਲੋਂ ਅਪੀਲਕਰਤਾ ਨੂੰ ਸੂਚਨਾ ਦੇਣ ਸੰਬੰਧੀ ਅਸਿਹਮਤੀ ਪ੍ਰਗਟਾਈ ਗਈ ਹੈ।

4. After hearing both the parties and going through the record available on the case file, it is revealed that the appellant-Shri Mehar Singh (who has worked in the Punjab Urban Development Authority as Senior Assistant) under the supervision of the said officer (whose information has been sought). The concerned officer has issued warning letter to Shri Mehar Singh and recorded adverse remarks in his Annual Confidential Report. The Commission observes this issue as an individual and no public activity is involved as such. After going through judgment passed on 07.08.2019 in Criminal Appeal No.1217 of 2019 (arising out of SLP (Criminal) No. 3202 of 2019, annexed with appellant's letter dated 17.09.2019, it is observed that the abovesaid judgment cited by the appellant is not applicable to the facts of the instant case. In view of the reliance of the respondents on the instructions issued by the Department of Personnel and Training, Government of India, in view of the decision taken in Girish R Deshpande vs. CIC and others, it is mentioned that no information is to be provided if no larger public interest is involved. In this case, no public interest is established by the appellant. In the interest of justice, no information is to be provided to the appellant. Hence, the instant case is **disposed of and closed.**

Dated : 23.09.2019

( **Suresh Arora** )  
Chief Information Commissioner  
Punjab